

“9. On May 23, 2013, the Government filed a Motion to Quash Subpoenas Issued Pursuant to FRCrP 17.

“10. On May 28, 2013, TLO learned that the Court had denied the Government’s Motion to Quash.

“11. On May 29, 2013, TLO retained local counsel, Christopher A. Antcliff. Due to Mr. Antcliff’s schedule, TLO was unable to respond to the Subpoena until Thursday, May 30, 2013 at 4:31 p.m. at which time TLO filed a Motion to Quash Subpoenas Issued Pursuant to Federal Rule of Criminal Procedure 17.

“12. On Friday, May 31, 2013, I learned from TLO’s HR Director, Bridget O’Connor, that a process server had attempted “to serve documents” on me at the front desk in TLO’s lobby on the evening of May 30, 2013. Ms. O’Connor advised the process server that I had already left for the evening and that he should come back in the morning on the following day. To my knowledge, the process server did not return the following day.

“13. On Monday, June 3, 2013, at 10:26 a.m., a process server delivered a similar subpoena directed to the Records Custodian of TLO. I accepted delivery.

I declare under criminal penalty of perjury that the foregoing is true and correct.

FURTHER SAYETH AFFIANT NOT.

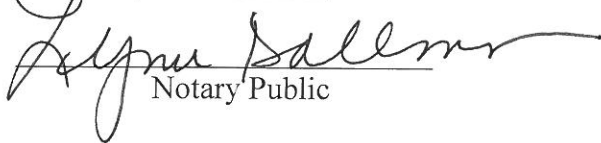
DATED this 4th day of June, 2013.



DEREK A. DUBNER

I, Lynn Dallmer a Notary Public of the County and State aforesaid, hereby certify that Derek A. Dubner personally known to me to be the affiant in the foregoing affidavit, personally appeared before me this day and having been by me duly sworn deposes and says that the facts set forth in the above affidavit are true and correct.

Witness my hand and official seal this the 4th day of June, 2013.


Notary Public

My Commission expires:

